

ASSIGNED

AMENDED

APPLICATION FOR PERMIT

Serial No. 3802

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office FEB. 17, 1916
Returned to applicant for correction FEB. 19, 1916.
Corrected application filed FEB. 26, 1916.

The undersigned Mr. Herbert Nay
Name of applicant
of Las Vegas, County of Clark,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.)

1. The source of the proposed appropriation is A spring,
Name of stream, lake, or other source.
Upper Tolley Spring,
2. The amount of water applied for is Two second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for Irrigation and domestic purposes.
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following
point: in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 9, T. 19 S.R. 60 E., M.D.B & M.
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 40
- (b) Description of land to be irrigated is NW 40 acres of NE $\frac{1}{4}$ of Sec. 9, T. 19 S.R. 60 E., M.D.B & M.
Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
- (c) Irrigation will begin about 1st April Month and end about 30 Oct. Month, of each year.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is horse power.
- (e) Works to be located on NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 9, T. 19 S.R. 60 E., M.D.B & M.
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream Not to be returned.
Describe in same manner as point of diversion.

- (g) Remarks This is a small spring and has never had any development work done on it and there is no ranches or improved land near it.

DESCRIPTION OF PROPOSED WORKS

Water to be run in open ditch 200 feet to reservoir.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works One hundred dollars.
6. Estimated time required to construct works 60 days.
7. Remarks I do intend to make this my home. I have a family.

For use of applicant.

HERBERT NAY, Applicant.

By

Compared

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the source.

A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed Four tenths cubic feet per second. (0.4)

Actual construction work shall begin on or before May 6, 1917.

Proof of commencement of work shall be filed before June 6, 1917.

Work must be prosecuted with reasonable diligence and be completed on or before July 6, 1917.

Application of water to beneficial use shall be made on or before May 6, 1919. Proof of the application of water to beneficial use must be filed with State Engineer on or before June 6, 1919.

Proof of labor filed MAY 14 1917

WITNESS MY HAND AND SEAL this 6th day

Proof of completion of work filed AUG -4 1917

of October, 1916.

Map filed AUG -7 1917

Proof of beneficial use filed JUL 14 1919

cert. 796 issued 9-6-72 for 0.1 cu. ft. sec.
recd. 9-11-72, bk. 2262, lot #22789 State Engineer.